

1 O'MELVENY & MYERS LLP
 2 ERIC J. AMDURSKY (S.B. #180288)
 eamdursky@omm.com
 3 2765 Sand Hill Road
 Menlo Park, California 94025-7019
 4 Telephone: (650) 473-2600

5 DAVID S. ALMELING (S.B. #235449)
 dalmeling@omm.com
 6 Two Embarcadero Center, 28th Floor
 San Francisco, California 94111-3823
 7 Telephone: (415) 984-8700

8 MEGAN K. SMITH (S.B. #307381)
 9 megansmith@omm.com
 10 1999 Avenue of the Stars, Suite 800
 Los Angeles, CA 90067
 11 Telephone: (310) 553-6700

12 *Attorneys for Defendants*

13 [Counsel Continued on Next Page]

14
UNITED STATES DISTRICT COURT
 15
NORTHERN DISTRICT OF CALIFORNIA
 16
SAN FRANCISCO DIVISION

18 GUARDANT HEALTH, INC., a Delaware
 19 corporation,

20 Plaintiff,

21 vs.

22 NATERA, INC., a Delaware corporation;
 23 CATALIN BARBACIORU, an individual;
 24 and DOES 1 through 50, inclusive,

25 Defendants.

Case No. 3:25-cv-01837

**JOINT STIPULATION UNDER L.R. 6-1(b)
 EXTENDING DEFENDANTS' TIME TO
 RESPOND TO COMPLAINT AND CASE
 MANAGEMENT DEADLINES**

26

27

28

1 Jennifer L. Keller (SBN 84412)
2 jkeller@kelleranderle.com
3 Chase Scolnick (SBN 227631)
4 cscolnick@kelleranderle.com
5 KELLER ANDERLE SCOLNICK LLP
6 18300 Von Karman Ave., Suite 930
7 Irvine, California 92612
8 Telephone: (949) 476-8700
9 Facsimile: (949) 476-0900
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1 **JOINT STIPULATION**

2 Pursuant to Local Rule 6-1(b), Plaintiff Guardant Health, Inc. (“Plaintiff”) and Defendants
 3 Natera, Inc. and Catalin Barbacioru (“Defendants” and, collectively with Plaintiff, the “Parties”),
 4 by and through their attorneys of record, enter this Joint Stipulation, subject to the approval of the
 5 Court, based on the following facts and circumstances:

6 **WHEREAS**, on February 20, 2025, Plaintiff filed its Complaint in this matter;

7 **WHEREAS**, on February 21, 2025, the Court entered an order setting initial case
 8 management conference and ADR deadlines (“Initial Case Management Order”) (Dkt. No. 6);

9 **WHEREAS**, on February 25, 2025, Plaintiff served the summons and Complaint on
 10 Defendants;

11 **WHEREAS**, on March 11, 2025, the Parties filed a Joint Stipulation Extending
 12 Defendants’ Time to Respond to Complaint, extending Defendants’ deadline to respond to the
 13 Complaint to April 17, 2025 (Dkt. No. 20);

14 **WHEREAS**, on April 11, 2025, the Parties filed a Joint Stipulation Extending Defendants’
 15 Time to Respond to Complaint, extending Defendants’ deadline to respond to the Complaint to
 16 May 19, 2025 (Dkt. No. 21);

17 **WHEREAS**, on May 6, 2025, the Parties filed a Joint Stipulation Extending Defendants’
 18 Time to Respond to Complaint and Case Management Deadlines, extending Defendants’ deadline
 19 to respond to the Complaint to July 21, 2025 and extending case management deadlines until after
 20 Defendants respond to the Complaint;

21 **WHEREAS**, the Parties completed execution of a protocol pursuant to a Confidential
 22 Agreement Regarding Forensic Analysis dated April 16, 2025 (“Forensic Protocol”);

23 **WHEREAS**, Defendants each intend to file a motion to dismiss the claims alleged against
 24 them if the case against them is not dismissed by their deadline to file their motion to dismiss;

25 **WHEREAS**, the Parties are now discussing next steps following completion of the
 26 Forensic Protocol and believe that these discussions may aid in narrowing or resolution of the
 27 case;

28 **WHEREAS**, to provide time to appropriately consider potential resolution or further

1 narrowing to this case, the Parties have agreed to extend the deadline by which Defendants must
 2 file their motions to dismiss by another two weeks;

3 **WHEREAS**, under this Joint Stipulation, Defendants' new deadline to respond to the
 4 Complaint will be August 4, 2025; and

5 **WHEREAS**, for the same reasons the Parties request an extension to the response
 6 deadline, the Parties also request that the Court extend initial case management conference and
 7 ADR deadlines provided in the Initial Case Management Order until after Defendants have
 8 responded to the Complaint.

9 **NOW, THEREFORE**, pursuant to Local Rule 6-1(b), the Parties stipulate and agree
 10 through their counsel of record, subject to approval of the Court, that the time within which
 11 Defendants may answer, object to, or otherwise respond to Plaintiff's Complaint is extended up
 12 through and including August 4, 2025.

13 The Parties agree that the deadlines in the Initial Case Management Order are extended as
 14 set forth in the table below:

Case Management Event	Current Deadline	Proposed Deadline
Deadline to file ADR Certification. (See ADR L.R. 3)	7/29/2025	8/12/2025
Deadline to meet and confer re: initial disclosures, early settlement, ADR process selection, and discovery plan. (See F.R. Civ. P. 26(f))	7/29/2025	8/12/2025
Deadline to make initial disclosures. (See F.R. Civ. P. 26(a)(1))	8/12/2025	8/26/2025
Deadline to file Joint Case Management Statement.	8/12/2025	8/26/2025
Initial Case Management Conference (To be held by Zoom)	8/19/2025 at 1:30 p.m.	9/2/2025 at 1:30 p.m. via Zoom (Subject to Court's Availability)

1 Dated: July 14, 2025

O'MELVENY & MYERS LLP

2

3

4

By: /s/ David S. Almeling

David S. Almeling

Attorneys for Defendants

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

Dated: July 14, 2025 KELLER ANDERLE SCOLNICK LLP

By: /s/ Chase Scolnick

Chase Scolnick

Attorneys for Plaintiff

ATTESTATION

I hereby attest that the other signatory listed, on whose behalf this filing is submitted, concurs in the filing's content and has authorized the filing.

Dated: July 14, 2025

By: /s/ David S. Almeling
David S. Almeling

[PROPOSED] ORDER

Upon consideration of the Joint Stipulation Under L-R 6-1(b) Extending Defendants' Time to Respond to Complaint and Case Management Deadlines, **IT IS HEREBY ORDERED** that:

1. The time within which Defendants may answer, object to, or otherwise respond to Plaintiff's Complaint is extended up through and including August 4, 2025.
2. The case management deadlines set in the Order Granting Stipulation Extending Defendants' Time to Respond to Complaint and Modify Case Management Deadlines (Dkt. No. 24) are extended as set forth in the table below:

Case Management Event	Current Deadline	Proposed Deadline
Deadline to file ADR Certification. (See ADR L.R. 3)	7/29/2025	8/12/2025
Deadline to meet and confer re: initial disclosures, early settlement, ADR process selection, and discovery plan. (See F.R. Civ. P. 26(f))	7/29/2025	8/12/2025
Deadline to make initial disclosures. (See F.R. Civ. P. 26(a)(1))	8/12/2025	8/26/2025
Deadline to file Joint Case Management Statement.	8/12/2025	8/26/2025
Initial Case Management Conference (To be held by Zoom)	8/19/2025 at 1:30 p.m.	9/2/2025 at 1:30 p.m. via Zoom (Subject to Court's Availability)

DATED: July __, 2025

The Honorable Edward M. Chen
United States District Judge